UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

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Petitioner, Case No. 13-12689
HON. JOHN CORBETT O'MEARA
v.

MITCH PERRY,

Respondent,

ORDER ADOPTING REPORT AND RECOMMENDATION

Before the court is a report and recommendation to deny Petitioner's application for a writ of habeas corpus, filed April 18, 2014 by Magistrate Judge Paul J. Komives. No objections to the report and recommendation have been filed.

Having fully reviewed the record, it is hereby ORDERED that the report and recommendation is ADOPTED as the findings and conclusions of this court, and Petitioner's application for a writ of habeas corpus is DENIED.

It is further ORDERED that a certificate of appealability is DENIED.

s/John Corbett O'MearaUnited States District Judge

Date: May 12, 2014

I hereby certify that a copy of the foregoing document was served upon the parties of record on this date, May 12, 2014, using the ECF system and/or ordinary mail.

s/William Barkholz

Case Manager